[redacted]

No. 446

PABLO MARES ET AL., APPELLANTS,

vs.

SINGER HERMAN, COMMISSIONER OF THE GENERAL LAND OFFICE, ET AL.

MOTION TO ADVANCE.

H. C. BURNETT,
FRED BRALL,
Solicitors for Appellants.

JOHN K. RICHARDS,
Solicitor General, for Appellees.

(18,018.)

JUDD & DETWEILER, PRINTERS, WASHINGTON, D. C. 2-22-'01

Supreme Court of the United States.

OCTOBER TERM, 1900.

No. 533.

PABLO MAESE ET AL., APPELLANTS,

vs.

BINGER HERMANN ET AL., APPELLEES.

APPEAL FROM THE COURT OF APPEALS OF THE DISTRICT OF COLUMBIA.

MOTION TO ADVANCE.

Come now all the parties to the above-entitled cause, both appellants and appellees, by their respective attorneys of record, and move this honorable court to advance said cause for hearing and argument, and that the same be assigned for argument to some early day of the present term of the court.

The matter involved in said suit is a Mexican land grant for 496,466.96 acres in San Miguel county, New Mexico, known as the Las Vegas grant.

The principal question involved in the case is to whom the patent to said land should issue, which involves within it the further question of the jurisdiction of the court to direct the Land Department as to whom the patent shall issue.

The application to advance is based on the following reasons: The grant was confirmed by act of Congress of June 21, 1860, and the grant surveyed and plat of survey filed in the General Land Office, as required by law, and approved in December, 1860, but no patent has yet been issued to any one, largely on account of the contention of various parties before the Land Department as to how and to whom the patent should issue. The grant includes nearly the entire county of San Miguel, is traversed by the Atchison, Topeka and Santa Fé railroad, and has on it a population of probably 30,000 people or more, many of whom claim to hold parts of said grant by purchase, by descent, or claim of title from Juan de Dios Maese *et al.*, the alleged original grantees. It is important to the entire population that their titles acquired to lands included within the grant should be settled without further delay, and it is also a matter of great public interest that the title to the lands included in said grant should be settled in order to the proper development of that section of country.

The appellants contend that the patent should issue to certain alleged original grantees, their heirs and assigns,

while the Land Department has held that the patent should issue to the town of Las Vegas.

H. C. BURNETT AND
FRED BEALL,
Solicitors for Appellants.
JOHN K. RICHARDS,
Solicitor General.

[Endorsed:] File No., 18,018. Supreme Court U. S., October term, 1900. Term No., 533. Pablo Maese *et al.*, app'ts, *vs.* Binger Hermann *et al.* Joint motion to advance. Filed February 21, 1901.